

**United States District Court
Western District of Michigan (Southern Division (1))
CIVIL DOCKET FOR CASE #: 1:19-cv-00288-PLM-PJG**

Doe v. Department of Homeland Security et al
Assigned to: District Judge Paul L. Maloney
Referred to: Magistrate Judge Phillip J. Green
Cause: 05:552 Freedom of Information Act

Date Filed: 04/16/2019
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

plaintiff

John Doe

represented by **Marc A. Asch**
The Law Office of Marc Asch
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ATTORNEY TO BE NOTICED

plaintiff

Oudom Xayphannha

represented by **Marc A. Asch**
(See above for address)
ATTORNEY TO BE NOTICED

plaintiff

Holly Xayphannha

represented by **Marc A. Asch**
(See above for address)
ATTORNEY TO BE NOTICED

V.

defendant

Department of Homeland Security

represented by **Ryan D. Cobb**
U.S. Attorney (Grand Rapids)
The Law Bldg.
330 Ionia Ave., NW
P.O. Box 208
Grand Rapids, MI 49501-0208
(616) 456-2404
Email: Ryan.Cobb@usdoj.gov
ATTORNEY TO BE NOTICED

defendant

**United States Citizenship and Immigration
Services**

represented by **Ryan D. Cobb**
(See above for address)
ATTORNEY TO BE NOTICED

defendant

Executive Office for Immigration Review

represented by **Ryan D. Cobb**
(See above for address)
ATTORNEY TO BE NOTICED

defendant

United States Department of Justice

represented by **Ryan D. Cobb**
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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04/16/2019	1	COMPLAINT against All Defendants filed by John Doe (Asch, Marc) (Entered: 04/16/2019)
04/16/2019		FILING FEE PAID re 1 by plaintiff John Doe in the amount of \$400, receipt number 0646-4414251 (Asch, Marc) (Entered: 04/16/2019)
04/16/2019	2	MOTION for leave to appear and proceed using a pseudonym by plaintiff John Doe; (Asch, Marc) (Entered: 04/16/2019)
04/16/2019	3	PROPOSED SUMMONS to be issued re 1 (Attachments: # 1 Attachment Letter to Deputy Clerk re proposed summons) (Asch, Marc) (Entered: 04/16/2019)
04/17/2019	4	NOTICE that this case has been assigned Paul L. Maloney (clw) (Entered: 04/17/2019)
04/17/2019	5	SUMMONS ISSUED as to defendants Department of Homeland Security, United States Citizenship and Immigration Services, U.S. Attorney and U.S. Attorney General (clw) (Entered: 04/17/2019)
04/18/2019	6	CERTIFICATE OF SERVICE by plaintiff John Doe re MOTION for leave to appear and proceed using a pseudonym 2 (Asch, Marc) (Entered: 04/18/2019)
04/26/2019	7	SUMMONS returned executed on Department of Homeland Security, United States Citizenship and Immigration Services, US Attorney and US Attorney General; served on 4/22/2019, answer due 6/21/2019 (Asch, Marc) Modified text on 4/30/2019 per 7 (clw). (Entered: 04/26/2019)
04/29/2019	8	NOTICE to attorney Marc A. Asch regarding recent filing 7 (kw) (Entered: 04/29/2019)
04/29/2019	9	EXHIBIT re 7 by plaintiff John Doe (Asch, Marc) (Entered: 04/29/2019)
05/22/2019	10	ANSWER to complaint 1 with affirmative defenses by Department of Homeland Security, United States Citizenship and Immigration Services (Cobb, Ryan) (Entered: 05/22/2019)
06/01/2019	11	AMENDED COMPLAINT against All Defendants filed by John Doe (Asch, Marc) (Entered: 06/01/2019)
06/01/2019	12	PROPOSED SUMMONS to be issued re 11 (Asch, Marc) (Entered: 06/01/2019)
06/03/2019	13	SUMMONS ISSUED as to defendants Executive Office for Immigration Review, United States Department of Justice (clw) (Entered: 06/03/2019)
06/10/2019	14	SUMMONS returned executed on Executive Office for Immigration Review, United States Department of Justice, US Attorney and US Attorney General; service upon defendant, Executive Office for Immigration Review complete on 6/5/2019, answer due 8/5/2019; United States Department of Justice complete on 6/5/2019, answer due 8/5/2019 (Attachments: # 1 Exhibit declaration regarding service) (Asch, Marc) (Entered: 06/10/2019)
06/14/2019	15	ANSWER to Amended Complaint 11 with affirmative defenses by Department of Homeland Security, United States Citizenship and Immigration Services (Cobb, Ryan) (Entered: 06/14/2019)
06/23/2019	16	MOTION for leave to file <i>second amended complaint</i> by plaintiffs John Doe, Oudom Xayphannha, Holly Xayphannha; (Asch, Marc) (Entered: 06/23/2019)
06/23/2019	17	BRIEF in support of MOTION for leave to file <i>second amended complaint</i> 16 filed by John Doe, Holly Xayphannha, Oudom Xayphannha (Attachments: # 1 Proposed Document Proposed Amended Complaint) (Asch, Marc) (Entered: 06/23/2019)
06/23/2019	18	CERTIFICATE regarding compliance with LCivR 7.1(d) re MOTION for leave to file <i>second amended complaint</i> 16 filed by John Doe, Holly Xayphannha, Oudom Xayphannha (Asch, Marc) (Entered: 06/23/2019)
07/05/2019	19	ANSWER to Amended Complaint 11 by Executive Office for Immigration Review, United States Department of Justice (Cobb, Ryan) (Entered: 07/05/2019)
07/08/2019	20	RESPONSE in opposition to MOTION for leave to file <i>second amended complaint</i> 16 <i>Defendants' Brief in Opposition to Plaintiff's Motion for Leave to File Second Amended Complaint</i> filed by Department of Homeland Security, Executive Office for Immigration Review, United States Citizenship and Immigration Services, United States Department of Justice (Cobb, Ryan) (Entered: 07/08/2019)
07/15/2019		(NON-DOCUMENT) ORDER REFERRING MOTION for leave to file <i>second amended complaint</i> 16 to Magistrate Judge Phillip J. Green pursuant to 28 U.S.C. 636(b)(1)(A) (Judge Paul L. Maloney, acr) (Entered: 07/15/2019)

07/15/2019	21	NOTICE OF MOTION HEARING regarding document number 16 : motion hearing is set for 7/18/2019 at 01:30 PM at 601 Federal Building, Grand Rapids, MI before Magistrate Judge Phillip J. Green; (Magistrate Judge Phillip J. Green, jkw) (Entered: 07/15/2019)
07/16/2019	22	NOTICE of partial dismissal under FRCP 41 by plaintiffs Holly Xayphannha, Oudom Xayphannha (Asch, Marc) (Entered: 07/16/2019)
07/18/2019	23	MINUTES held before Magistrate Judge Phillip J. Green of motion hearing re 16 MOTION for leave to file <i>second amended complaint</i> filed by John Doe, Holly Xayphannha, Oudom Xayphannha ; motion denied order to issue (Proceedings Digitally Recorded) (Magistrate Judge Phillip J. Green, ald) (Entered: 07/18/2019)
07/19/2019	24	ORDER denying 16 motion for leave to file second amended complaint; signed by Magistrate Judge Phillip J. Green (Magistrate Judge Phillip J. Green, jkw) (Entered: 07/19/2019)
07/24/2019		(NON-DOCUMENT) ORDER REFERRING MOTION for leave to appear and proceed using a pseudonym 2 to Magistrate Judge Phillip J. Green pursuant to 28 U.S.C. 636(b)(1)(A) (Judge Paul L. Maloney, acr) (Entered: 07/24/2019)
07/25/2019	25	RESPONSE TO MOTION for leave to appear and proceed using a pseudonym 2 filed by Department of Homeland Security, Executive Office for Immigration Review, United States Citizenship and Immigration Services, United States Department of Justice (Cobb, Ryan) (Entered: 07/25/2019)
07/25/2019	26	RESPONSE TO MOTION for leave to appear and proceed using a pseudonym 2 <i>Corrected Response</i> filed by Department of Homeland Security, Executive Office for Immigration Review, United States Citizenship and Immigration Services, United States Department of Justice (Cobb, Ryan) (Entered: 07/25/2019)
07/26/2019	27	ORDER setting Rule 16 scheduling conference: Rule 16 scheduling conference is set for 8/21/2019 at 10:00 AM at 601 Federal Building, Grand Rapids, MI before Magistrate Judge Phillip J. Green; status report due by 8/16/2019; signed by Magistrate Judge Phillip J. Green (Magistrate Judge Phillip J. Green, jkw) (Entered: 07/26/2019)
07/26/2019	28	UNOPPOSED MOTION for leave to file <i>reply brief</i> by plaintiff John Doe; (Attachments: # 1 Proposed Document Proposed Reply Brief, # 2 Exhibit A - 8 CFR 208.6, # 3 Exhibit B - Al Otro Lado v. Nielsen, # 4 Exhibit C - A.B.T. v. USCIS, # 5 Exhibit D - redacted declaration of Doe) (Asch, Marc) Modified text on 7/29/2019 (jlg) (Entered: 07/26/2019)
07/26/2019	29	CERTIFICATE regarding compliance with LCivR 7.1(d) re UNOPPOSED MOTION for leave to file <i>reply brief</i> 28 filed by John Doe (Asch, Marc) (Entered: 07/26/2019)
07/29/2019		(NON-DOCUMENT) ORDER REFERRING UNOPPOSED MOTION for leave to file <i>reply brief</i> 28 to Magistrate Judge Phillip J. Green pursuant to 28 U.S.C. 636(b)(1)(A) (Judge Paul L. Maloney, acr) (Entered: 07/29/2019)
07/29/2019	30	ORDER granting 28 motion for leave to file reply brief; signed by Magistrate Judge Phillip J. Green (Magistrate Judge Phillip J. Green, jkw) (Entered: 07/29/2019)
07/29/2019	31	REPLY to response to motion 2 filed by John Doe (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D) (jlg) (Entered: 07/30/2019)